IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 9275 of 2005

Between:

A. Brahmananda Reddy, S/o. Sira Reddy,
Ramapuram Village, Peddavadurguru Mandal, Anantapur District.

..... PETITIONER

AND

1 The District Collector, Anantapur, Anantapur District.
2 The Joint Collector, Anantapur, Anantapur District.
3 The Revenue Divisional Officer, Anantapur, Anantapur District.
4 The Mandal Revenue Officer, Peddavaduguru Mandal, Anantapur District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the first respondent in not passing any orders in the Revision filed against the order of the 2nd respondent in his proceedings Rc.No. 124/ATP/147/05, dated 27.3.2005, as illegal, arbitrary and violative of principles of natural justice and consequently direct the respondents to continue the petitioner as F.P Shop Dealer of Ramapuram village, Peddavduguru Mandal, Anantapur District, pending revision before the first respondent, and pass such other order or orders as this Hon'ble court deems fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.K.SITA RAM

Counsel for the Respondent No.: GP FOR CIVIL SUPPLIES

The Court at the stage of admission made the following :

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ORAL ORDER:

Heard both sides.

In this Writ Petition, the petitioner is seeking a writ of Mandamus, declaring the action of the first respondent in not passing any orders in the revision filed against the order of the 2nd respondent in his proceedings dated 27.3.2005, as illegal, arbitrary and consequently direct the respondents to continue the petitioner as Fair Price Shop Dealer of Ramapuram village, Peddavaduguru Mandal, Anantapur District.

Brief facts of the case are that the petitioner was appointed as a permanent Fair Price Shop Dealer for Fair Price Shop at Ramapuram Village of Peddavaduguru Mandal, Anantapur District in the year 1990. The third respondent issued a show cause notice cum suspension order in his proceedings dated 2.8.2004 and after receipt of explanation filed by the petitioner, the third respondent cancelled the authorization of the petitioner vide proceedings dated 2.2.2005. Aggrieved by the said order, petitioner preferred an appeal before the 2nd respondent and the second respondent by an order-dated 27.3.2005 dismissed the appeal. Aggrieved by the said order petitioner preferred a revision before the first respondent on 2.4.2005 along with stay application seeking stay of proceedings of the third respondent. But the firsts respondent has not passed any order so far. Hence, the present Writ Petition.

The learned counsel appearing for the petitioner submits that the revision is pending before the first respondent and the first respondent is not disposing of the revision, which is illegal.

Without going into the merits of the case, this writ petition is disposed of with a direction to the first respondent- the District Collector, Anantapur, Anantapur District, to dispose of the revision within a period of six weeks from the date of receipt of a copy of this order in accordance with law. No order as to costs.

ELIPE DHARMA RAO,J

DATED: 25.04.2005

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To

1 The District Collector, Anantapur, Anantapur District.
2 The Joint Collector, Anantapur, Anantapur District.
3 The Revenue Divisional Officer, Anantapur, Anantapur District.
4 The Mandal Revenue Officer, Peddavaduguru Mandal, Anantapur District.

5. Two CCs to G.P.for Civil Supplies, High Court of A.P., Hyderabad (OUT)

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